

Message Text

PAGE 01 SEOUL 05684 281124Z

43

ACTION EA-10

INFO OCT-01 ISO-00 IO-10 CIAE-00 DODE-00 PM-03 H-02 INR-07

L-03 NSAE-00 NSC-05 PA-01 PRS-01 SP-02 SS-15 USIA-06

/066 W

----- 095606

R 280906Z JUL 75

FM AMEMBASSY SEOUL

TO SECSTATE WASHDC 1712

INFO AMEMBASSY TOKYO

CINCPAC

LIMITED OFFICIAL USE SEOUL 5684

E.O. 11652: N/A

TAGS: PINT, PINS, KS

SUBJECT: SUPREME COURT REJECTS POET KIM CHI-HA'S CHALLENGE OF
JUDGE

REF: (A) SEOUL 4342

(B) SEOUL 4635

1. SUPREME COURT JUDGE JULY 25 TURNED DOWN KIM CHI-HA'S
CHALLENGE TO APPOINTMENT OF SEOUL DISTRICT COURT JUDGE KWON
CHONG-KUN AS PRESIDING JUDGE OF THREE MEMBER PANEL
SET UP TO TRY HIM FOR VIOLATION OF ARTICLE 4 OF ANTI-
COMMUNIST LAW. BASIS OF CHALLENGE, WHICH APPELLATE COURT
REJECTED ON JUNE 17, WAS CONTENTION THAT JUDGE KWON
WOULD BE PREJUDICED AGAINST KIM BECAUSE HE HAD PRESIDED
OVER TRIAL OF PRP MEMBERS WHO WERE EXECUTED AND PART OF
BILL OF CHARGES AGAINST POET KIM IS HIS PUBLIC
DENUNCIATION OF TRIAL AND EXECUTION OF PRP PEOPLE.
ACCORDING TO PRESS ACCOUNT, SUPREME COURT DECISION
STATED THAT KIM'S CHALLENGE NOT OBJECTIVELY JUSTIFIABLE SINCE
THE NATURE OF THE TWO TRIALS WAS DIFFERENT.

2. KIM'S LAWYERS HAVE NOW EXHAUSTED LEGAL APPEALS
LIMITED OFFICIAL USE
LIMITED OFFICIAL USE

PAGE 02 SEOUL 05684 281124Z

AND TRIAL WILL PROBABLY MOVE ON AT FAIRLY RAPID
PACE.
ERICSON

LIMITED OFFICIAL USE

<< END OF DOCUMENT >>

Message Attributes

Automatic Decaptioning: X
Capture Date: 26 AUG 1999
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: JUDGES, TRIALS
Control Number: n/a
Copy: SINGLE
Draft Date: 28 JUL 1975
Decaption Date: 01 JAN 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Authority: johnsorg
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 28 MAY 2004
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1975SEOUL05684
Document Source: ADS
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: n/a
Film Number: D750259-0836
From: SEOUL
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1975/newtext/t197507107/baaaauov.tel
Line Count: 56
Locator: TEXT ON-LINE, TEXT ON MICROFILM
Office: ACTION EA
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators:
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Review Action: RELEASED, APPROVED
Review Authority: johnsorg
Review Comment: n/a
Review Content Flags:
Review Date: 16 JUL 2003
Review Event:
Review Exemptions: n/a
Review History: RELEASED <16 JUL 2003 by BoyleJA>; APPROVED <18 NOV 2003 by johnsorg>
Review Markings:

Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
06 JUL 2006

Review Media Identifier:
Review Referrals: n/a
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
Secure: OPEN
Status: <DBA CORRECTED> mcm 971022
Subject: n/a
TAGS: PINS, KS, PINT, (KIM CHI-HA), (KWON CHONG-KUN)
To: STATE INFO TOKYO
CINCPAC
Type: TE
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 06 JUL 2006